

<b>Activity:</b>	<b>Other Permanent Appropriations</b>
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**Activity Summary**

	2003 Enacted	2004 Estimate	2005 Request	Change From 2004 (+/-)
<b>Permanent Appropriations</b>				
Park Concessions Franchise Fees and Concessions Improvement Accounts <sup>1</sup>	53,986	52,000	55,000	+3,000
Park Buildings Lease and Maintenance Fund	0	2,000	3,000	+1,000
Operation and Maintenance of Quarters	15,880	16,500	16,500	0
Filming and Photography Special Use Fee Program	1	2,500	3,000	500
Glacier Bay NP and other Park Specific Permanent Appropriations <sup>2,3</sup>	1,067	505	505	0
• Glacier Bay National Park Resource Protection	[962]	[400]	[400]	[0]
• Delaware Water Gap National Recreational Area Route 209 Operations	[105]	[105]	[105]	[0]
Contribution for Annuity Benefits for USPP	25,305	28,834	31,237	+2,403
<b>Total Requirements</b>	<b>96,239</b>	<b>102,339</b>	<b>109,242</b>	<b>+6,903</b>

<sup>1</sup>The Concessions Improvement Accounts portion of these amounts is \$17 million in FY 2004 and \$10 million in FY 2005.

<sup>2</sup>The Delaware Water Gap, Route 209 Operations account and the National Maritime Heritage Grants account are combined with the Glacier Bay National Park Resource Protection account for presentation purposes, in accordance with Administration policy. Separate accounts are maintained for account purposes for all items in this section.

<sup>3</sup>Receipts for 2003 reflect an accounting irregularity and should not be interpreted as an increase in annual income levels. Estimates for 2004 and 2005 are based on more reliable historic data.

**Authorization****Park Concessions Franchise Fees**

16 U.S.C. 5951-5966 as amended by Public Law 107-63, section 122 (National Park Service Concessions Management Improvement Act of 1998 as amended)

**Park Buildings Lease and Maintenance Fund**

16 U.S.C. 1a-2(k) (Public Law 105-391, section 802(a))

**Operation and Maintenance of Quarters**

5 U.S.C. 5911

Public Law 98-473, section 320 (98 Stat. 1874) as amended by:

- Public Law 100-446, section 316 (102 Stat. 1826); and
- Public Law 101-121, section 317 (103 Stat. 745) (5 U.S.C. 5911 note shows text of law as amended)

**Filming and Photography Special Use Fee Program**

16 U.S.C. 460 I-6d (Public Law 106-206)

**Glacier Bay National Park Resource Protection**

16 U.S.C. 1a-2(g)

**Delaware Water Gap National Recreation Area, Route 209 Operations**

Public Law 98-63, Chapter VII (97 Stat. 329) as amended by:

- Public Law 98-151, section 117 (97 Stat. 977);
- Public Law 99-88, Chapter VII (99 Stat. 343); and
- Public Law 104-333, Division I, Section 702 (110 Stat. 4185)

**National Maritime Heritage Grants**

16 U.S.C. 5401-5408

**Contribution for Annuity United States Park Police**

Public Law 107-63, Title I (115 Stat. 424)

Public Law 85-157 (Policemen and Firemen's Retirement and Disability Act amendments of 1957)

Title 5 of the District of Columbia Code (was previously Title 4, has been recodified)

## Overview

This activity includes a variety of permanent appropriations that are derived from receipt sources other than recreation fees.

## Appropriation: Park Concessions Franchise Fees and Concessions Improvement Accounts

### FY 2005 Base Program Overview

**Park Concessions Franchise Fees.** All franchise fees and other monetary consideration paid to the United States pursuant to concessions contracts under the National Park Service Concessions Management Improvement Act of 1998, as amended, are deposited in a special account, Park Concessions Franchise Fees, and used in the National Park System. The fees are used to contract development and visitor services, fund high-priority resource management programs and operations, and support concession activities throughout the National Park System.

All contracts are issued under the authority of the National Park Service Concessions Management Improvement Act of 1998, as amended. Under previous legislation, the NPS was required to grant a right of preference in contract renewal to concessioners who had performed satisfactorily. The new law eliminates this preference for most of the larger concessioners, granting it only to those concessioners with annual gross receipts of less than \$500,000 and to all outfitters and guides. Because of the elimination of this statutory right, the Service expects increased competition for larger contracts, which will result in improved visitor services, generally higher fees and increasing return to the government.

#### At A Glance...

- 80% of the franchise fees collected are retained and used by the collecting park.
- The remaining 20% is utilized servicewide.
- Trends reflect an increase in franchise fees received.

#### Funding at a Glance (\$000)

	FY 2004	FY 2005
Franchise Fees	\$35,000	\$45,000
Improvement Accounts	\$17,000	\$10,000

*Amounts are estimated*

Construction, investment, and maintenance requirements will be weighed against the concessioner's ability to pay franchise fees. The resulting prospectus financial package will balance the various financial obligations, including possessory interest liability where it exists, in order to determine that the new fee represents the probable value of the proposed contract.

**Concessions Improvement Accounts.** Some older National Park Service contracts with private concessioners require the concessioner to deposit a portion of gross receipts or a fixed sum of money in a separate bank account. With NPS approval, these funds are expended for improvement to facilities that directly support concession visitor services. Concessioners do not accrue possessory interest for improvements funded from these accounts.

#### At a Glance...

- The NPS is committed to converting current Improvement Accounts requirements to standard franchise fee payments when these older concession contracts expire and when contract fee reconsiderations allow.
- Trends reflect a decrease in improvement account receipts.

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**Appropriation: Park Buildings Lease and Maintenance Fund****FY 2005 Base Program Overview**

Rental payments under a lease for the use of buildings and associated property administered as part of the National Park System are deposited in a special Park Buildings Lease and Maintenance Fund. These funds are used for infrastructure needs in the National Park System including facility refurbishment, repair and replacement, infrastructure projects associated with park resource protection, and direct maintenance of the leased buildings and associated properties.

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**Appropriation: Operations and Maintenance of Quarters****FY 2005 Base Program Overview**

Rental payments are deducted from the pay of National Park Service employees occupying housing units in National Park System areas and are deposited in a special fund for use to operate and maintain Government-owned quarters throughout the National Park System in a safe and habitable condition.

In FY 2003, the National Park Service recorded charges totaling \$1,217,009 for housing maintenance and operations in the Operation of the National Park System appropriation in addition to the funds derived from the quarters rental income. This statement is provided as required by section 814(a)(14) of Division I of Public Law 104-333.

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**Appropriation: Filming and Photography Special Use Fee Program****FY 2005 Base Program Overview**

Revenue from fees collected from issuing permits to use park lands and facilities for commercial filming, still photography, and similar commercial activities are retained and used at the sites where collected, in accordance with the formula and purposes established for the Recreational Fee Demonstration Program. Regulations and fees are currently being promulgated by the Secretary to implement and regulate this recently authorized program.

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**Appropriation: Glacier Bay National Park, Resource Protection****FY 2005 Base Program Overview**

Sixty percent of the revenues from fees paid by tour boat operators or other permittees for entering Glacier Bay National Park are deposited into a special account and used to fund certain activities to protect resources of the park from harm by permittees. Activities authorized for funding include acquisition and pre-positioning of emergency response equipment to prevent harm to aquatic park resources from permittees and investigations to quantify any effect of permittees' activity on wildlife and other natural resource values of the park to help determine any appropriate limitations on permittees' activities. The actual receipts for FY 2003 are abnormally high, reflecting an accounting adjustment. The estimate of \$505,000 for FY 2004 and FY 2005 is based on more reliable historical data.

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**Appropriation: Delaware Water Gap National Recreation Area, Route 209 Operations****FY 2005 Base Program Overview**

Funds collected from fees for commercial use of U.S. Route 209 within the boundaries of Delaware Water Gap National Recreation Area are used for the management, operation, construction, and maintenance of U.S. Route 209 within the park boundaries. By law, U.S. Route 209 within the boundaries of Delaware Water Gap National Recreation Area is closed to commercial vehicular traffic, except for that based within the recreation area, or serving businesses and persons located within or contiguous to its boundaries, or with business facilities located or serving in certain nearby counties. The law further authorizes a limited fee for the use of Route 209 by commercial vehicles driving through the recreation area as allowed by law. The current estimates are based on the expectation of a continuing decline in commercial vehicle traffic on Route 209.

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**Appropriation: National Maritime Heritage Grants****FY 2005 Base Program Overview**

Twenty-five percent of any revenues received from the sale of obsolete vessels in the National Defense Reserve Fleet are used to provide matching grants to State and local governments and private nonprofit organizations under the National Maritime Heritage Grants Program. Grants cover certain maritime heritage education and preservation purposes, and related administrative expenses.

Sales have stopped at present. The cost of removing hazardous waste to comply with Federal requirements and the continuing deterioration of the vessels are factors working against their sale. The authorizing law for this program now includes a due date of September 30, 2006 for sale of the vessels.

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**Appropriation: Contribution for Annuity Benefits of the United States Park Police****FY 2005 Base Program Overview**

This funding pays the costs of benefit payments to annuitants each year under the pension program for U.S. Park Police officers hired prior to January 1, 1984 to the extent the payments exceed deductions from salaries of active duty employees of the program. Payments are made to retirees, surviving spouses, and dependents. The USPP pension program was funded before FY 2002 from appropriations made annually to the National Park Service. The estimates of \$28.834 million for FY 2004 and \$31.237 million for FY 2005 are based on the best available information, including actuarial tables, and projected pay increases, retirements, and cost-of-living increases. Costs in this account are expected to increase gradually in the next several years before they eventually decline. Beginning in FY 2002, these payments have been made from funds warranted to the National Park Service from a permanent indefinite appropriation at the Treasury Department.

## Budget Account Schedules Other Permanent Appropriations

### Unavailable Collections (in millions of dollars)

Identification code 14-9924-0-2-303		2003 actual	2004 estimate	2005 estimate
01.99	Balance, start of year.....	0	0	1
<b>Receipts:</b>				
02.20	Rents and charges for quarters.....	16	16	16
02.21	Park buildings lease and maintenance fund.....	0	2	3
02.22	Concessions improvement accounts <sup>1</sup> .....	29	17	10
02.23	User fees for filming and photography on public land.....	0	3	3
02.24	Park concessions franchise fees.....	25	35	45
02.99	Total receipts and collections.....	70	73	77
04.00	Total balances and collections	70	73	78
<b>Appropriations:</b>				
05.00	Other permanent appropriations.....	-70	-72	-75
07.99	Balance, end of year.....	0	1	3

### Program and Financing (in millions of dollars)

Identification code 14-9924-0-2-303		2003 actual	2004 estimate	2005 estimate
<b>Obligations by program activity:</b>				
00.01	Operations and maintenance of quarters.....	15	17	17
00.02	Glacier Bay National Park resource protection vessel managemen	1	0	0
00.03	Concessions improvement accounts <sup>1</sup> .....	34	17	10
00.04	Filming and photography special use fee program.....	0	3	3
00.06	Park concessions franchise fees.....	14	35	45
00.07	Contribution for annuity benefits for USPP.....	25	29	31
10.00	Total new obligations.....	89	101	106
<b>Budgetary resources available for obligation:</b>				
21.40	Unobligated balance carried forward, start of year.....	112	120	120
22.00	New budget authority (gross).....	95	101	106
23.90	Total budgetary resources available for obligation.....	207	221	226
23.95	Total new obligations.....	-89	-101	-106
24.40	Unobligated balance carried forward, end of year.....	120	120	120
<b>New budget authority (gross), detail:</b>				
Mandatory:				
60.00	Appropriation.....	25	29	31
60.20	Appropriation (special fund).....	70	72	75
62.50	Appropriation (total mandatory).....	95	101	106
<b>Change in obligated balances:</b>				
72.40	Obligated balance, start of year.....	13	15	11
73.10	Total new obligations.....	89	101	106
73.20	Total outlays (gross).....	-87	-105	-115
74.40	Obligated balance, end of year.....	15	11	2
<b>Outlays (gross), detail:</b>				

**National Park Service**

**FY 2005 Budget Justifications**

All dollar amounts in thousands

86.97	Outlays from new mandatory authority.....	74	91	95
86.98	Outlays from mandatory balances.....	13	14	20
87.00	Total outlays, gross.....	87	105	115
<b>Net budget authority and outlays:</b>				
89.00	Budget authority.....	95	101	106
90.00	Outlays.....	87	105	115

**Object Classification (in millions of dollars)**

		2003	2004	2005
		actual	estimate	estimate
<b>Identification code 14-9924-0-2-303</b>				
<b>Direct obligations:</b>				
Personnel compensation:				
11.11	Full-time permanent.....	5	6	6
11.13	Other than full-time permanent.....	2	2	2
11.19	Total personnel compensation.....	7	8	8
11.21	Civilian personnel benefits.....	27	31	35
12.33	Communications, utilities, and miscellaneous charges.....	3	4	4
12.52	Other services.....	47	52	53
12.54	Operation and maintenance of facilities.....	0	2	2
12.60	Supplies and materials.....	4	4	4
19.90	Subtotal, obligations, Direct obligations.....	88	101	106
99.95	Below reporting threshold.....	1	0	0
99.99	Total new obligations.....	89	101	106

**Personnel Summary**

		2003	2004	2005
		actual	estimate	estimate
<b>Identification code 14-9924-0-2-303</b>				
10.01	Civilian full-time equivalent employment.....	185	185	185

<sup>1</sup> Not an appropriation but shown as such in the Budget Appendix.